

STEPHANIE M. HINDS (CABN 154284)  
United States Attorney

THOMAS A. COLTHURST (CABN 99493)  
Chief, Criminal Division

ILHAM HOSSEINI (CABN 256274)  
Assistant United States Attorney

450 Golden Gate Avenue, Box 36055  
San Francisco, California 94102-3495  
Telephone: (415) 436-7196  
Fax: (415) 436-7234  
ilham.hosseini@usdoj.gov

Attorneys for United States of America

**FILED**

Feb 11 2022

Mark B. Busby  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

JAMES HENRY PEGUEROS,

Defendant.

**CASE NO. CR-22-43 WHO**

**[JOINT ~~PROPOSED~~] DETENTION ORDER**

On February 2, 2022, Defendant, JAMES HENRY PEGUEROS, was charged by indictment with being a felon in possession of a firearm and ammunition, in violation of Title 18 U.S.C. § 922(g)(1). Additionally, on December 23, 2021, the Probation Office submitted a Form 12 Petition for Warrant for Person Under Supervision, for two violations: 1) mandatory condition to not commit another federal or state crime; and 2) mandatory condition to not possess a firearm or ammunition. The Defendant commenced his term of supervision on April 2, 2020 (in case no. CR-15-00543-CRB), and was scheduled to continue his term of supervised release until April 1, 2025.

This matter came before the Court on February 10, 2022, for an initial appearance on both the Form 12 and the indictment. The defendant was present and represented by Alanna Coopersmith, who was appointed and had not yet met with the defendant. Assistant United States Attorney Ilham Hosseini

1 appeared for the government. The Defendant did not seek to overcome his burden under Fed. R. Crim. P.  
2 32.1(a)(6), which governs release or detention in the supervised release context. *See* Fed. R. Crim. P.  
3 32.1(a)(6) (“The burden of establishing by clear and convincing evidence that the person will not flee or  
4 pose a danger to any other person or to the community rests with the person.”).

5 Accordingly, the Court orders that the Defendant must be detained pending resolution of the Form  
6 12 supervised release matter. This finding is made without prejudice to the Defendant’s ability to ask for  
7 the hearing to be reopened, subject to the requirements of 18 U.S.C. § 3142(f).

8 Pursuant to 18 U.S.C. § 3142(i), IT IS ORDERED THAT:

9 1. The defendant be, and hereby is, committed to the custody of the Attorney General for  
10 confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving  
11 sentences or being held in custody pending appeal;

12 2. The defendant be afforded reasonable opportunity for private consultation with counsel;  
13 and

14 3. On order of a court of the United States or on request of an attorney for the government,  
15 the person in charge of the corrections facility in which the defendant is confined shall deliver the  
16 defendant to an authorized United States Marshal for the purpose of any appearance in connection with a  
17 court proceeding.

18 IT IS SO ORDERED.

19  
20 DATED: February 11, 2022



HONORABLE LAUREL BEELER  
United States Magistrate Judge